

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LOUREECE STONE CLARK,
Plaintiff,
v.
MORGAN JONES, et al.,
Defendants.

Case No. [22-cv-03670-JSC](#)

ORDER OF TRANSFER

(ECF Nos. 2, 6)

Plaintiff, an inmate in the Marin County Jail proceeding without an attorney, filed this civil rights action under 42 U.S.C. § 1983. The Defendants are all located in Sacramento, California, where the events giving rise to Plaintiff's claims took place.

When, as here, jurisdiction is not founded on diversity, venue is proper in the district in which (1) any defendant resides, if all of the defendants reside in the same state, (2) the district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated, or (3) a judicial district in which any defendant may be found, if there is no district in which the action may otherwise be brought. 28 U.S.C. § 1391(b). Where a case is filed in the wrong venue, the district court has the discretion either to dismiss the case or transfer it to the proper federal court "in the interest of justice." 28 U.S.C. § 1406(a).

Plaintiff's allegations arise out of events occurring in Sacramento, and the allegedly responsible parties are located there. Sacramento lies within the venue of the United States District Court for the Eastern District of California. *See* 28 U.S.C. § 84.

Accordingly, in the interest of justice and pursuant to 28 U.S.C. § 1406(a), this case is TRANSFERRED to the United States District Court for the Eastern District of California.

1 The Clerk of the Court shall transfer this matter forthwith. In light of this transfer, the
2 Court defers to the Eastern District for ruling on the motion for leave to proceed in forma pauperis.

3 The Clerk shall terminate docket numbers 2 and 6 from this Court's docket.

4 **IT IS SO ORDERED.**

5 Dated: August 15, 2022

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8 JACQUELINE SCOTT CORLEY
9 United States District Judge
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